

NINTH DAY

(Friday, January 18, 1935)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Harris of Archer
Adamson	Harris of Dallas
Adkins	Hartzog
Aikin	Head
Alexander	Herzik
Alsup	Hill
Ash	Hodges
Atchison	Hofheinz
Beck	Holland
Bourne	Hoskins
Bradbury	Howard
Bradford	Huddleston
Broyles	Hughes
Burton	Hunt
Butler of Brazos	Hunter
Butler of Karnes	Hyder
Cagle	Jackson
Caldwell	James
Calvert	Jefferson
Canon	Jones of Atascosa
Celaya	Jones of Falls
Clayton	Jones of Runnels
Collins	Jones of Shelby
Colquitt	Jones of Wise
Colson	Keefe
Cooper	Knetsch
Cowley	Lange
Craddock	Lanning
Crossley	Latham
Daniel	Leath
Davis	Lemens
Davison of Fisher	Leonard
Davisson	Lindsey
of Eastland	Lotief
Dickison	Lucas
Dunagan	Luker
Dunlap of Hays	Mauritz
Dunlap of Kleberg	McCalla
Duvall	McConnell
Dwyer	McFarland
England	McKee
Fain	Moore
Farmer	Moffett
Fisher	Morris
Fitzwater	Morrison
Ford	Morse
Fox	Newton
Frazer	Nicholson
Fuchs	Olsen
Gibson	Padgett
Glass	Patterson
Good	Payne
Graves	Petsch
Gray	Pope
Greathouse	Quinn
Hankamer	Reader
Hardin	Reed of Bowie

Reed of Dallas	Stinson
Riddle	Stovall
Roach of Hunt	Tarwater
Roane	Tennyson
Roark	Thornton
Roberts	Venable
Rogers	Waggoner
Russell	Walker
Rutta	Wells
Scarborough	Westfall
Settle	Wood of Harrison
Shofner	Wood of Montague
Smith	Worley
Spears	Young
Stanfield	Youngblood
Steward	

Absent—Excused

Bergman	Roach of Angelina
King	Tillery
Palmer	

A quorum was announced present.

Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

(Mr. Morse in the chair.)

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Roach of Angelina for today, on motion of Mr. Stinson.

Mr. King, Mr. Tillery, and Mr. Palmer for today, on motion of Mr. Glass.

Mr. Ash for yesterday, on motion of Mr. Huddleston.

Mr. Bergman for today, on motion of Mr. Hodges.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Stinson:

H. B. No. 190, A bill to be entitled "An Act making it unlawful after January 1, 1936, to operate on any public highway or street a motor vehicle manufactured or assembled after said date, designed or used to carry passengers for hire, or as a public conveyance to transport school children or others, unless such vehicle be equipped with safety glass; and making it unlawful after July 1, 1936, to operate on any public highway or street any motor vehicle registered in this State, and manufac-

tured or assembled after said date, unless such vehicle be equipped with safety glass, etc."

Referred to Committee on Highways and Motor Traffic.

By Mr. Dunlap of Kleberg, Mr. Calvert, Mr. Crossley, Mr. Hunter, Mr. Keefe, Mr. Clayton, Mr. Lucas, Mr. Fisher, Mr. Young, Mr. Glass, Mr. Luker, Mr. Bourne, Mr. Tillery, Mr. Adkins, Mr. Huddleston, Mr. Hardin, Mr. Reed of Bowie, Mr. Davis, Mr. Davison of Fisher, Mr. Fitzwater, Mr. Jones of Runnels, Mr. Lindsey, Mr. Jones of Shelby, Mr. Ford, Mr. Reed of Dallas, Mr. Dunlap of Hays, Mr. Hartzog, Mr. Morse, Mr. Great-house, Mr. Alsup, Mr. Lange, Mr. Walker, Mr. Jackson, Mr. Hankamer, Mr. McKee, Mr. Graves, Mr. Quinn, Mr. Hyder, Mr. Cooper, Mrs. Hughes, Mr. Jefferson, Mr. Newton, Mr. Celaya, Mr. Butler of Brazos, Mr. Dwyer, Mr. Harris of Dallas, Mr. Reader, Mr. Hill, Mr. Dickison, Mrs. Moore, and Mr. Patterson:

H. B. No. 191, A bill to be entitled "An Act defining and regulating the practice of dentistry in the State of Texas; providing for the creation of the State Board of Dental Examiners, and prescribing their powers and duties; providing for the examination and licensing of dentists, and the recording of licenses issued to dentists, and for the annual registration of licensed dentists; providing grounds upon which such licenses may be suspended or revoked, and the procedure to be followed in suspending or revoking same, etc., and declaring an emergency."

Referred to Committee on Public Health.

By Mr. Hankamer, Mr. Fuchs, and Mr. Clayton:

H. B. No. 192, A bill to be entitled "An Act to amend Article 2203 of Chapter 8 of Title 42 of the Revised Civil Statutes of Texas, 1925, relating to the verdict of juries in civil cases, so as to provide that in the trial of civil cases nine members of the jury concurring may render a verdict in the district court and five jurors concurring may render a verdict in the county court, county court at law and courts of justices of the peace, and repealing all laws in conflict herewith."

Referred to Committee on Judiciary.

By Mr. Broyles:

H. B. No. 193, A bill to be entitled "An Act amending Article 793 of the Code of Criminal Procedure and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Celaya:

H. B. No. 194, A bill to be entitled "An Act providing for the protection of the public health; defining certain terms used in the Act; authorizing the State Health Officer to define and fix the specifications for certain grades of milk and milk products as defined in the Act; authorizing the State Health Officer and his representatives to supervise and regulate the labeling of milk and milk products; enabling cities and counties to require all milk sold within their boundaries to be graded and labeled, etc., and declaring an emergency."

Referred to Committee on Public Health.

By Mrs. Hughes:

H. B. No. 195, A bill to be entitled "An Act amending Section 12, Chapter 271, General Laws, Forty-second Legislature, Regular Session; further providing for permits for the development of oil and gas in fresh water lakes, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Aikin, Mr. Canon, and Mr. Bergman:

H. B. No. 196, A bill to be entitled "An Act amending Article 5517, Revised Civil Statutes of 1925, providing for limitation of ten years on delinquent taxes, and the cancellation of certain ad valorem taxes, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Moffett, Mr. Leonard, Mr. Pope, Mr. Head, Mr. Hardin, Mrs. Hughes, Mr. Morse, and Mr. Fain:

H. B. No. 197, A bill to be entitled "An Act to promote and make practical the conservation and timely utilization of the natural resources of the State in compliance with the intent and command of Section 59 of Article XVI of the Constitution; and to meet the emergency created by the request of the Federal Government that the State make immediate provision, under warrant of law, whereby

there may be desirable coordination between plans for improvements in Texas by the Federal Government, by means of expenditures to be made by the 'National Resources Board,' and other Federal agencies, and such improvements as hereafter may need to be provided by the agencies of the State, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Broyles:

H. B. No. 198, A bill to be entitled "An Act to amend Article 920 of the Code of Criminal Procedure and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Daniel and Mr. Keefe:

H. B. No. 199, A bill to be entitled "An Act creating the Special Third District Court of Anderson County, Henderson County and Houston County, Texas, prescribing its jurisdiction, limiting its existence, fixing its terms; providing for the appointment of a judge thereof, fixing his compensation, making an appropriation for the same, prescribing his powers and duties; providing for the transfer of cases from the Third Judicial District Court to said Special Third District Court and from said Special Third District Court to the District Court of the Third Judicial District, etc., and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Colquitt and Mr. Craddock:

H. B. No. 200, A bill to be entitled "An Act to amend Article 211 of Title 5, of the Revised Criminal Statutes of 1925, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mrs. Hughes, Mr. Calvert, Mr. Jones of Wise, and Mr. Thornton:

H. B. No. 201, A bill to be entitled "An Act repealing Article 307 of the Revised Civil Statutes of Texas, 1925; further providing that said Act shall be effective on and after July 1, 1937."

Referred to Committee on Judiciary.

By Mr. McCalla, Mr. Hofheinz, and Mr. James:

H. B. No. 202, A bill to be entitled "An Act amending Title 11, Chapter

6, Articles 647, 648, 649, 650, and 651 of the Penal Code of the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Celaya:

H. B. No. 203, A bill to be entitled "An Act to validate all proceedings and acts of governing bodies of cities containing a population of not more than 11,000 nor less than 10,500, according to any Federal Census, in connection with the issuance of funding warrants and funding bonds heretofore authorized or attempted to be authorized under the provisions of Chapter 163, Acts Forty-second Legislature, Regular Session, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Wells and Mr. Head:

H. B. No. 204, A bill to be entitled "An Act providing for the regulation of aeronautics within this State; providing for uniformity with Federal laws regulating aeronautics; creating a State aeronautics commission; providing the powers and duties of such commission; providing for the promulgation and issuance of rules and regulations by such commission, providing penalties for the violation of this Act, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Hankamer, Mr. Clayton, Mr. Stinson, and Mr. Knetsch:

H. B. No. 205, A bill to be entitled "An Act providing for declaratory judgments; specifying the situations to which the Act applies; providing for construction of contracts before breach; making the Act applicable to estates and fiduciary relationships; providing that enumerated powers shall not restrict general powers, etc., and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Harris of Dallas (by request):

H. B. No. 206, A bill to be entitled "An Act to provide that agreements between merchants, to reduce the sales price of merchandise, shall not be unlawful, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Cagle, Mr. Good, Mr. Frazer, Mr. Payne, Mr. Dickison, and Mr. Lemens:

H. B. No. 207, A bill to be entitled "An Act to amend Articles 2547 and 2832 of the Revised Civil Statutes, 1925, and all amendments thereto, in order to relieve depository banks of all security for school funds up to the amount guaranteed by the Federal Government under the Federal Deposit Insurance Corporation, and declaring an emergency."

Referred to Committee on Education.

By Mr. Stinson, Mr. Payne, Mr. Jones of Wise, Mr. McConnell, Mr. Frazer, Mr. Hankamer, Mr. Bourne, Mr. Graves, Mr. Harris of Archer, Mr. Clayton, Mr. Aikin, and Mr. Smith:

H. B. No. 208, A bill to be entitled "An Act to amend Acts of 1933, General Laws, Forty-third Legislature, Regular Session, Chapter 160, page 406, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Payne, Mr. Jones of Wise, Mr. Frazer, Mr. Hankamer, Mr. James, Mr. Bourne, Mr. Graves, Mr. McConnell, Mr. Stinson, Mr. Harris of Archer, Mr. Aikin, and Mr. Smith:

H. B. No. 209, A bill to be entitled "An Act amending Chapter 18, Acts of the Third Called Session of the Forty-second Legislature, by adding thereto Section 4a, so as to authorize building and loan associations to make loans under the terms and provisions of Title II of the National Housing Act, and to except such loans from the limitations prescribed by said chapter, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Harris of Archer, Mr. Bourne, Mr. Graves, Mr. Payne, Mr. Stinson, Mr. Hankamer, Mr. McConnell, Mr. Frazer, Mr. Jones of Wise, Mr. Clayton, Mr. Aikin, and Mr. Smith:

H. B. No. 210, A bill to be entitled "An Act to amend Article 4993, Revised Civil Statutes of 1925, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Graves, Mr. Payne, Mr. Jones of Wise, Mr. Stinson, Mr. Frazer, Mr. Hankamer, Mr. Bourne, Mr. Aikin, Mr. Harris of Archer, Mr. McConnell, and Mr. Smith:

H. B. No. 211, A bill to be entitled "An Act to amend Article 392, Revised Civil Statutes of 1925, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Jones of Wise, Mr. McConnell, Mr. Bourne, Mr. Graves, Mr. Frazer, Mr. Aikin, Mr. Stinson, Mr. Payne, Mr. Harris of Archer, Mr. Hankamer, and Mr. Smith:

H. B. No. 212, A bill to be entitled "An Act to amend Article 4725 of the Revised Civil Statutes of 1925, as amended, Acts of 1931, Forty-second Legislature, page 256, Chapter 153, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Frazer, Mr. Hankamer, Mr. McConnell, Mr. Bourne, Mr. Harris of Archer, Mr. Payne, Mr. Stinson, Mr. Jones of Wise, Mr. Graves, Mr. Aikin, Mr. Clayton, and Mr. Smith:

H. B. No. 213, A bill to be entitled "An Act to amend Article 4766, Revised Civil Statutes of 1925, as amended, Acts of 1929, Forty-first Legislature, page 497, Chapter 237, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Bourne, Mr. Clayton, Mr. McConnell, Mr. Harris of Archer, Mr. Graves, Mr. Payne, Mr. Stinson, Mr. Frazer, Mr. Hankamer, Mr. Jones of Wise, Mr. Aikin, and Mr. Smith:

H. B. No. 214, A bill to be entitled "An Act amending Article 5006 of the Revised Civil Statutes, 1925, amended by the Acts of 1933, Forty-third Legislature, page 851, Chapter 242, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Aikin, Mr. Bourne, Mr. Graves, Mr. Harris of Archer, Mr. Stinson, Mr. Payne, Mr. Frazer, Mr. Jones of Wise, and Mr. McConnell:

H. B. No. 215, A bill to be entitled "An Act to amend Article 416, Revised Civil Statutes of 1925, as

amended, Acts of 1929, Forty-first Legislature, First Called Session, page 48, Chapter 17, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. McConnell, Mr. Graves, Mr. Jones of Wise, Mr. Bourne, Mr. Payne, Mr. Harris of Archer, Mr. Hankamer, Mr. Frazer, Mr. Stinson, and Mr. Aikin:

H. B. No. 216, A bill to be entitled "An Act to amend Article 4941, Revised Civil Statutes of 1925, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Russell:

H. B. No. 217, A bill to be entitled "An Act granting to G. W. Witt of Cookville, Titus County, Texas, permission to bring suit against the State of Texas and the State Highway Department in the District Court of Titus County, Texas, for damages sustained to his property and improvements and grass and crops, and permanent damages to his land, on account of fire destruction of meadow and improvements, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Roberts:

H. B. No. 218, A bill to be entitled "An Act making it unlawful for any owner to permit his horses, mules, jacks, jennets, cattle, sheep, goats, or hogs to run at large upon and along the enclosed right of way of any designated State highway of this State; making the owner permitting any such livestock to run at large on the enclosed right of way of any designated State highways of this State guilty of a misdemeanor, and providing a penalty therefor, etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. McCalla (by request):

H. B. No. 219, A bill to be entitled "An Act to amend Title 15, Chapter 4, Article 1160, Penal Code, 1925, as amended by Acts of 1931, Forty-second Legislature, page 95, Chapter 61, being House Bill 761, Regular Session, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

HOUSE JOINT RESOLUTIONS ON FIRST READING

The following House joint resolutions, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Greathouse and Mr. Daniel:

H. J. R. No. 22, Proposing an amendment to Article VIII of the Constitution of the State of Texas, by adding thereto Section 1b, exempting three thousand dollars (\$3,000) of the assessed taxable value of all residence homesteads as now defined by law, shall be exempt from all taxation of any nature whatsoever; providing for submission of same to the qualified electors of the State, etc.

Referred to Committee on Constitutional Amendments.

By Mr. Alsup:

H. J. R. No. 23, Proposing an amendment to the Constitution authorizing the Legislature to provide for workmen's compensation insurance for employes of the State Highway Department and other State employes, and authorizing the Legislature to provide for the payment of premiums on such policies of insurance.

Referred to Committee on Constitutional Amendments.

By Mr. Gray and Mr. Quinn:

H. J. R. No. 24, Proposing an amendment to Section 2, of Article III, of the Constitution of the State of Texas, prescribing the number of Senators and Representatives, so as to provide for thirty-one Senators and ninety-three Representatives, apportioned three Representatives to each Senatorial District, and providing that in all Senatorial Districts comprising more than one county the Representative Districts shall be based on population in the ratio of one Representative to each one-third of the population of the Senatorial District as nearly as may be practicable, etc.

Referred to Committee on Constitutional Amendments.

By Mr. Hofheinz:

H. J. R. No. 25, Proposing an amendment to the Constitution of the State of Texas by amending Article IV, Section 11 (Vernon's Revised Civil Statutes of 1925, 1928 Edition), by

striking out line 4 of said section and the first three words in line 5 ("having power to"), and by inserting after the word "forfeitures" in line 5, the following: "as provided by law."

Referred to Committee on Constitutional Amendments.

PROVIDING FOR CERTAIN SUPPLIES FOR CLAIMS AND ACCOUNTS COMMITTEE

Mr. Leonard offered the following resolution:

Be it resolved, That the Committee on Claims and Accounts be allowed not to exceed a credit of \$50 for expenditure for stationery, supplies, postage, telegraph tolls and or telephone tolls.

The resolution was read second time, and was adopted.

RELATIVE TO PURCHASE OF CERTAIN LANDS BY THE FEDERAL GOVERNMENT

Mr. Payne offered the following resolution:

H. C. R. No. 17, Concerning development of lands by the Federal Government.

Whereas, By Senate Concurrent Resolution No. 73, Regular Session of the Forty-third Legislature, the State of Texas agreed and consented to the Federal Government purchasing lands in Texas for park and forest purposes; and

Whereas, There seems to be some doubt as to whether the language used in said resolution is broad enough to permit the Federal Government to purchase submarginal lands in the State of Texas for park and recreational purposes; and

Whereas, It is desirable that the language used in said resolution be clarified and broadened so as to include submarginal lands in order that the greatest number of people receive the beneficial effects of the Federal Government activities in the development of lands for park and recreational and forest purposes; and

Whereas, The Federal Government does not own any National Parks or National Forests in the State of Texas; and

Whereas, Many citizens of the State of Texas are urging the Federal Government, in order to assist the

unemployment situation in Texas, to establish National Parks and/or National Forests in Texas; and

Whereas, Many citizens of the State of Texas are urging the Federal Government, in an effort to relieve unemployment in Texas, to purchase various tracts of land in this State and resell same to citizens on long term payments, in order that they might own their own homes with sufficient land for the support and maintenance of their families; and

Whereas, The Federal Government is now engaged in the various States of the United States in a program of purchasing agricultural and grazing lands of a submarginal character of productiveness, and developing said lands for park and recreational purposes; and

Whereas, Many citizens of the State of Texas are urging the Federal Government, in order to relieve unemployment and to relieve distress in agricultural and grazing industries in the State of Texas, to purchase submarginal lands and develop same for park or recreational purposes in the State of Texas; be it, therefore,

Resolved by the House of Representatives, the Senate concurring, That the State of Texas agree and consent for the Federal Government to purchase lands in Texas for any of the purposes hereinbefore mentioned; provided, however, that the State Forester, with the consent and approval of the Board of Directors of A. and M. College, must first approve the purchase of any land for National Forests, and the Texas State Park Board must first approve the purchase of any land for National Parks and the purchase of any submarginal land for park or recreational development in this State, and the State Relief Commission or the Governor of this State must approve any purchase of land for resale; be it further

Resolved, That a copy of this resolution be furnished to each of the United States Senators from Texas and each of the Congressmen from Texas.

PAYNE,
BRADFORD.

The resolution was read second time.

On motion of Mr. Lindsey, the resolution was referred to the Committee on Federal Relations.

TO AMEND SECTION 8 OF RULE IX OF THE HOUSE RULES

Mr. Clayton offered the following resolution:

Be it resolved by the House of Representatives of the State of Texas:

Whereas, Under the rules of the House of Representatives of the State of Texas, as they at present exist, it is impossible to secure proper and speedy action on important bills before committees if a majority of the members in any such committees should be unwilling to pass upon any bill, resolution, or other paper; and

Whereas, As a result of such deficiency in the rules, it is impossible to bring important bills out of committees during the early part of any regular session; and

Whereas, Such conditions cause much confusion and inaccuracy because of the necessity of passing on a large number of important bills in the closing days of each regular session, and as a further result many worthwhile and important bills fail of passage or contain fatal errors; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That Section 8 of Rule IX of the Rules of the House of Representatives be amended so that it shall read as follows:

"Section 8. Bills, resolutions and other papers referred to committees shall be taken up and acted upon by the committee in the order in which they are referred. All committees shall report on all bills, resolutions, and other papers.

"After the first thirty calendar days of any regular session when any bill, resolution or other paper shall have been in committee for thirty calendar days, it shall be in order for any twenty-five members to move, by written motion, that the committee considering such bill, resolution or other paper be discharged as having favorably reported on such bill, resolution or other paper, and the records of the House shall show that such bill, resolution or other paper has been favorably reported by such committee; and that such bill, resolution or other paper be placed on the calendar in its regular order; provided, that such motion shall require a majority vote for its passage.

"No adverse report shall be made on any bill or resolution by any committee without first giving the author of such bill an opportunity to be heard. If it becomes evident to the House that a bill has been reported adversely without the author having had an opportunity to be heard as provided in this rule, the House may, by a majority vote, order the bill re-committed even though no minority report was filed on the time prescribed elsewhere in these rules. This rule shall have precedence over that section of Rule XIX which provides that when a bill has been reported adversely it is not in order to recommit it except by a two-thirds vote."

CLAYTON,
WALKER,
CALVERT,
HANKAMER,
COWLEY.

The resolution was read second time, and was referred by the Chair to the Committee on Rules.

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

H. C. R. No. 12, Providing for a Joint Session of the House and Senate to hear an address by Hon. James V. Allred, Governor.

PROPOSED AMENDMENT TO THE JOINT RULES

Mr. Fain offered the following resolution:

H. C. R. No. 18, Proposing an amendment to the Joint Rules.

Be it resolved by the House of Representatives, the Senate concurring, That Rule No. 20 of the Joint Rules of both houses be amended by adding a subsection thereto to be known as Section 20a, to read as follows:

"Section 20a. The conferees shall be limited to the differences between the two houses and shall not insert in their report new matter not germane thereto by going outside the differences committed to them."

FAIN,
DAVISON of Fisher.

The resolution was read second time, and was referred by the Chair to the Committee on Rules.

PROVIDING FOR CERTAIN PRE-SESSION PAY FOR EMPLOYEES

Mr. Leonard offered the following resolution:

Whereas, It was necessary that certain work be done prior to the opening of the session of the Legislature in preparing the Hall and having other necessary preparations made; now, therefore, be it

Resolved, That the following employes be allowed per diem for the number of days herein specified at the same salary as paid for like work during session:

Voting machine operator, 5 days; assistant voting machine operator, 1 day; clerk to Chief Clerk, 4 days; bookkeeper to Chief Clerk, 3 days; secretary to Chief Clerk, 5 days; clerk to Contingent Expense Committee, 5 days; assistant clerk to Contingent Expense Committee, 5 days; 5 porters for 5 days each; maid to ladies' rest room, 3 days; and be it further

Resolved, That the Speaker be authorized to pay the bookkeeper to the Chief Clerk, 2 days, and the maid to the ladies' rest room for 6 days, for services rendered for post-session work of the Fourth Called Session of the Forty-third Legislature, which has not heretofore been paid, and which work was authorized by the Speaker.

The resolution was read second time, and was adopted.

PROPOSED AMENDMENT TO RULE NO. 20 OF THE JOINT RULES

Mr. Fain offered the following resolution:

H. C. R. No. 19, Proposing an amendment to the Joint Rules.

Be it resolved that Rule No. 20 of the Joint Rules of both houses be amended by adding a subsection thereto, to be known as Section 20b, to read as follows:

"Section 20b. After conferees on any bill or resolution in conferences between the House and Senate shall have been appointed for twenty (20) calendar days and shall have failed to make a report, it is hereby declared to be a motion of the highest privilege to move to discharge said conferees and to appoint new con-

ferees or to instruct said conferees; and further, during the last six (6) days of any session of the Legislature, it shall be a privileged motion to move to discharge, appoint or instruct the conferees after they have been appointed thirty-six (36) hours without having made a report."

FAIN,
DAVISON of Fisher.

The resolution was read second time, and was referred by the Chair to the Committee on Rules.

RELATIVE TO HOUSE BILL NO. 77

By unanimous consent of the House, the names of Mr. Lindsey and Mr. Davison of Fisher were added to House Bill No. 77 as co-authors of same.

RECESS

On motion of Mr. Lotief, the House at 10:30 o'clock a. m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

STANDING COMMITTEES APPOINTED

The Speaker announced the appointment of the following standing committees of the House of Representatives of the Forty-fourth Legislature:

Committee on Agriculture

Messrs. Fuchs, Chairman; Olsen, Vice-Chairman; Alexander, Bradford, Crossley, Davis, Fain, Fitzwater, Herzik, Hodges, Holland, Huddleston, Jones of Shelby, Jones of Falls, King, Knetsch, Luker, Padgett, Rutta, Tarwater, and Venable.

Committee on Appropriations

Messrs. Leonard, Chairman; Clayton, Vice-Chairman; Aikin, Atchison, Bergman, Butler of Brazos, Dickison, Dunlap of Hays, Dunlap of Kleberg, Frazer, Good, Graves, Hyder, McKee, Roberts, Settle, Stinson, Stovall, Tillery, Wood of Montague, and Mrs. Moore.

Committee on Banks and Banking

Messrs. Calvert, Chairman; Newton, Vice-Chairman; Celaya, Colquitt,

Cowley, Daniel, Ford, Fuchs, Hunter, Jackson, James, Jones of Atascosa, Jones of Runnels, Jones of Shelby, Lange, Lindsey, Mauritz, Moffett, Palmer, Scarborough, and Smith.

Committee on Claims and Accounts

Messrs. Good, Chairman; Herzik, Vice-Chairman; Glass, Harris of Archer, Keefe, King, Mauritz, McFarland, Smith, Steward, and Waggoner.

Committee on Commerce and Manufactures

Messrs. Colson, Chairman; Lotief, Vice-Chairman; Adamson, Beck, Bergman, Broyles, England, Fox, Hofheinz, Hunt, and Jones of Wise.

Committee on Common Carriers

Messrs. Reed of Dallas, Chairman; Jefferson, Vice-Chairman; Adamson, Alsup, Bergman, Canon, Dunagan, Dwyer, Good, Greathouse, Head, Howard, Lemens, Nicholson, Patterson, Petsch, Roach of Angelina, Scarborough, Stinson, Waggoner, and Youngblood.

Committee on Contingent Expenses

Messrs. Dunlap of Kleberg, Chairman; Dunlap of Hays, Vice-Chairman; Adamson, Beck, and Hyder.

Committee on Congressional and Legislative Districts

Messrs. Reed of Bowie, Chairman; Roark, Vice-Chairman; Broyles, Calvert, Canon, Celaya, Clayton, Davison of Fisher, Glass, Hardin, Lanning, Leonard, Lucas, Moffett, Riddle, Roach of Hunt, Steward, Tarwater, Wood of Harrison, Wood of Montague, and Worley.

Committee on Conservation and Reclamation

Messrs. Tarwater, Chairman; Jackson, Vice-Chairman; Bradford, Butler of Brazos, Celaya, Colson, Fitzwater, Fox, Ford, Fisher, Gray, Head, Hunter, Jones of Runnels, Leonard, Mauritz, Olsen, Patterson, Pope, Quinn, and Rogers.

Committee on Constitutional Amendments

Messrs. Hankamer, Chairman; Stanfield, Vice-Chairman; Alexander, Atchison, Burton, Bourne, Cagle, Frazer, Gray, Hunt, Moffett, Morrison, Reed of Bowie, Roach of Hunt,

Roane, Russell, Rutta, Spears, Wells, Westfall, and Mrs. Hughes.

Committee on Criminal Jurisprudence

Messrs. Holland, Chairman; Spears, Vice-Chairman; Adkins, Atchison, Burton, Bourne, Broyles, Craddock, Daniel, Fisher, Gibson, Harris of Dallas, Jones of Wise, Luker, McCalla, McConnell, McFarland, Petsch, Roach of Hunt, Rutta, and Shofner.

Committee on Counties

Messrs. Alsup, Chairman; Venable, Vice-Chairman; Aikin, Butler of Karnes, Dunagan, England, Harris of Archer, Mauritz, Quinn, Shofner, and Westfall.

Examination of Comptroller's and Treasurer's Accounts

Messrs. Rogers, Chairman; King, Vice-Chairman; Dunlap of Kleberg, Glass, Lanning, Leath, Lucas, McConnell, Roark, Roberts, and Scarborough.

Committee on Education

Messrs. Aikin, Chairman; Dickison, Vice-Chairman; Adkins, Cagle, Clayton, Dunlap of Hays, Fain, Frazer, Glass, Hyder, Jones of Falls, Keefe, Lanning, McKinney, Newton, Smith, Stanfield, Stovall, Tarwater, Tennyson, and Tillery.

Committee on Engrossed Bills

Messrs. Hodges, Chairman; Roach of Angelina, Vice-Chairman; Alexander, Canon, and Nicholson.

Committee on Enrolled Bills

Messrs. Atchison, Chairman; Roane, Vice-Chairman; Dunagan, Latham, and Pope.

Committee on Federal Relations

Messrs. Quinn, Chairman; Rutta, Vice-Chairman; Davison of Fisher, Dunlap of Hays, Farmer, Gibson, Hardin, Huddleston, Lange, Lucas, and McConnell.

Committee on Game and Fisheries

Messrs. Hoskins, Chairman; Hartzog, Vice-Chairman; Ash, Butler of Karnes, Celaya, Fuchs, Hill, Hodges, Holland, Howard, Jackson, Jefferson, Jones of Falls, McFarland, McKee, Payne, Roberts, Settle, Tillery, Wood of Harrison, and Young.

Committee on Highways and Motor Traffic

Messrs. Stinson, Chairman; Dunagan, Vice-Chairman; Alsup, Butler of Karnes, Cowley, Davisson of Eastland, Fuchs, Harris of Dallas, Hoskins, Hunt, Hunter, Knetsch, Leath, Lotief, Pope, Reed of Bowie, Reader, Roach of Angelina, Rogers, Russell, and Wood of Harrison.

Committee on Insurance

Messrs. Butler of Brazos, Chairman; Colquitt, Vice-Chairman; Collins, Colson, Crossley, Fain, Good, Greathouse, Harris of Dallas, Hartzog, Head, Hoskins, Lemens, Leonard, McKee, Newton, Settle, Smith, Stinson, Thornton, and Worley.

Committee on Judiciary

Messrs. Walker, Chairman; Hill, Vice-Chairman; Butler of Brazos, Cagle, Calvert, Duvall, Farmer, Fox, Graves, Gray, Hankamer, Hartzog, Howard, Jones of Atascosa, Lange, Latham, Lemens, Morrison, Reed of Dallas, Roane, and Thornton.

Committee on Judicial Districts

Messrs. Stovall, Chairman; Collins, Vice-Chairman; Aikin, Beck, Bourne, Clayton, Cooper, Hardin, Harris of Archer, Morris, and Wells.

Committee on Labor

Messrs. Jefferson, Chairman; McKee, Vice-Chairman; Ash, Craddock, Davisson of Eastland, Fitzwater, Gibson, Greathouse, Hankamer, Jackson, Keefe, Latham, Lindsey, McConnell, Padgett, Quinn, Roark, Wells, Wood of Harrison, Young, and Youngblood.

Committee on Liquor Traffic

Messrs. Young, Chairman; Bradbury, Vice-Chairman; Craddock, Dwyer, Farmer, Glass, Graves, Hartzog, Herzik, Hofheinz, Luker, McCalla, Moffett, Morris, Nicholson, Padgett, Reader, Roach of Hunt, Spears, Tennyson, and Westfall.

Committee on Live Stock and Stock Raising

Messrs. Dwyer, Chairman; Butler of Karnes, Vice-Chairman; Adkins, Alexander, Bradford, Caldwell, Davison of Fisher, Fisher, Fitzwater, Fuchs, Hankamer, Hardin, Harris of Archer, Jones of Falls, Lange, Leath, Olsen, Payne, Petsch, Roane, and Scarborough.

Committee on Military Affairs

Messrs. Tillery, Chairman; Harris of Dallas, Dunlap of Hays, Greathouse, Morrison, McFarland, Hofheinz, Jones of Wise, Lucas, Padgett, and Youngblood.

Committee on Municipal and Private Corporations

Messrs. Hyder, Chairman; Knetsch, Vice-Chairman; Bourne, Bradbury, Collins, Cooper, Cowley, Gibson, Hartzog, Head, Hill, Hofheinz, Huddleston, Jones of Wise, Lange, Lotief, Reed of Dallas, Riddle, Stanfield, Tennyson, and Venable.

Committee on Oil, Gas and Mining

Messrs. Latham, Chairman; Frazer, Vice-Chairman; Caldwell, Cooper, James, Lanning, Lotief, Nicholson, Quinn, Reed of Dallas, Riddle, Roark, Roberts, Rogers, Smith, Stanfield, Steward, Venable, Walker, Wells, and Worley.

Committee on Penitentiaries

Messrs. Canon, Chairman; Bergman, Vice-Chairman; Adamson, Beck, Bradbury, Cooper, Davis, Herzik, Holland, Hunter, Hyder, Jones of Runnels, Jones of Shelby, Lindsey, McCalla, McKinney, Morris, Palmer, Shofner, Waggoner, and Mrs. Moore.

Committee on Privileges, Suffrage, and Elections

Messrs. Adamson, Chairman; Thornton, Vice-Chairman; Ash, Burton, Daniel, Davison of Fisher, Dickison, Ford, Howard, Jones of Shelby, Jones of Wise, Leonard, Lemens, Palmer, Riddle, Roane, Shofner, Steward, Walker, Youngblood, and Mrs. Hughes.

Committee on Public Health

Messrs. Reader, Chairman; Davis, Vice-Chairman; Ash, Burton, Crossley, Dickison, Dunagan, Duvall, England, Farmer, Herzik, Jackson, James, Leath, Newton, Payne, Petsch, Roach of Angelina, Spears, Westfall, and Mrs. Moore.

Committee on Public Lands and Buildings

Messrs. Stanfield, Chairman; Fisher, Vice-Chairman; Adkins, Bradford, Clayton, Davisson of Eastland, Hankamer, Hodges, Jefferson, Jones

of Atascosa, King, Lindsey, Newton, Olsen, Patterson, Payne, Pope, Walker, Worley, Young, and Mrs. Hughes.

Committee on Public Printing

Messrs. Hunter, Chairman; Adkins, Vice-Chairman; Alsup, Broyles, Crossley, Davisson of Eastland, McCalla, McKinney, Patterson, Reader, and Waggoner.

Committee on Rules

Messrs. Pope, Chairman; Caldwell, Vice-Chairman; Latham, Moffett, and Stovall.

Committee on Revenue and Taxation

Messrs. Jones of Atascosa, Chairman; James, Vice-Chairman; Alexander, Alsup, Bradbury, Caldwell, Collins, Colquitt, Dunagan, Duvall, Gray, Hill, Jefferson, Knetsch, Lotief, Nicholson, Pope, Reed of Bowie, Russell, Tarwater, and Thornton.

Committee on School Districts

Messrs. Jones of Runnels, Chairman; Gray, Vice-Chairman; Cagle, Craddock, Fain, Hunt, Daniel, Leath, Luker, Palmer, and Wood of Montague.

Committee on State Affairs

Messrs. Duvall, Chairman; Russell, Vice-Chairman; Beck, Calvert, Colson, Keefe, Davison of Fisher, Dunlap of Kleberg, Dwyer, England, Ford, Good, Hoskins, Hughes, Jones of Runnels, King, Mauritz, Quinn, Roark, Rogers, and Spears.

Committee on State Eleemosynary and Reformatory Institutions

Mrs. Moore, Chairman; Messrs. Settle, Vice-Chairman; Bradbury, Colquitt, Cowley, Davis, Ford, Fox, Graves, Hardin, Hodges, Huddleston, McConnell, Morris, Morrison, Reader, Reed of Bowie, Tennyson, Wood of Montague, Young, and Mrs. Hughes.

TO PROVIDE FOR ADDITIONAL JOURNALS

Mr. Leonard offered the following resolution:

Be it resolved, That the Chairman of the Committee on Contingent Expenses be instructed to have printed as many additional copies of the House Journal as will be needed to

satisfy the extra requirements which will come as a result of the printing in that issue of the list of committee memberships for the Forty-fourth Session.

The resolution was read second time, and was adopted.

MESSAGE FROM THE GOVERNOR

Mr. Edward Clark, Secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Executive Office,

Austin, Texas, January 18, 1935.

To the Forty-fourth Legislature of the State of Texas:

I hereby submit to you as an emergency matter for your immediate consideration the immediate creation of a special temporary district court for Rusk County, and a special temporary district court for Gregg County; and the continuation of the present One Hundred and Twenty-fourth District Court for Gregg County, which will expire in August.

It is a matter of common knowledge that the dockets of the existing district courts of these counties are more than hopelessly crowded. In these counties we find not only the ordinary oil field litigation and criminal prosecutions, but the venue of all suits for penalties for violation of the conservation statutes and orders of the Railroad Commission is laid in these oil field counties. As a practicing attorney in private life I witnessed one of the greatest oil booms in Texas in the Wichita Falls area, but, frankly, the East Texas oil field is by far the greatest the country has ever known. I do not believe conditions in other oil field counties begin to compare with the situation that exists in Rusk and Gregg counties. This, perhaps, accounts to a large extent for the lack of respect for the State's conservation laws and the orders of the Commission in the past, and for some of the so-called "chaos" in connection with the East Texas oil field.

During my service as Attorney General it was extremely difficult to get settings of State cases on account of the crowded condition of the dockets. I direct your attention to the fact that two special district courts created in the last Called Session of the Forty-second Legislature

expired in November, 1934. As a general rule, I am opposed to the creation of additional courts, but speedy judicial determination of people's rights is necessary to the preservation of freedom; and, as pointed out, conditions in these counties are unusual.

True, we have a statute authorizing the transfer of judges. This is very good in theory, but does not work out in practice to my personal knowledge. During the last four months of 1934 I personally placed long distance calls to judges all over the State in an effort to get them to sit in special sessions in the East Texas oil field. My efforts were made after the presiding judges of the respective district courts had made similar requests and failed to prevail upon judges to perform this service. Most of these district judges seemed willing enough, but complained that business in their respective courts prevented their coming.

I do not expect to ask the Legislature to create any more courts.

Respectfully submitted,

JAMES V. ALLRED,
Governor of Texas.

MESSAGE FROM THE SENATE

Senate Chamber,

Austin, Texas, January 18, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 28, A bill to be entitled "An Act creating the Special District Court of Rusk County, Texas, prescribing its jurisdiction, limiting its existence, fixing its terms; providing for the appointment of a judge thereof, fixing his compensation, making an appropriation therefor, prescribing his powers and duties; providing for the transfer of cases from the Fourth Judicial District of Rusk County, and from the Special District Court to the Fourth Judicial District of Rusk County; providing for the District Clerk of Rusk County and his successor in office to be the clerk for said Special District Court in said county; providing that the District Attorney of the District Court of Rusk County shall represent the State in said Special District Court in said county, without extra compensation from said Special Dis-

trict Court of said county; providing a seal for said Special District Court; providing that if any section of this Act be held unconstitutional or invalid for any reason, the same shall not impair or affect the remaining section or provisions, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 28, to the Committee on Judicial Districts.

ADJOURNMENT

Mr. Dunagan moved that the House adjourn until 10 o'clock a. m., next Monday.

Mr. Olsen moved that the House adjourn until 10 o'clock a. m., next Tuesday.

Question first recurring on the motion of Mr. Dunagan, it prevailed, and the House accordingly at 2:55 o'clock p. m., adjourned until 10 o'clock a. m., next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports as follows:

Judicial Districts: Senate Bills Nos. 28 and 68.

Federal Relations: House Concurrent Resolution No. 16.

TENTH DAY

(Monday, January 21, 1935)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Ash
Adamson	Atchison
Adkins	Beck
Aikin	Bergman
Alexander	Bourne
Alsup	Bradbury